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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/576,785	04/21/2006	Tao Cheng	060230PCTUS	5925
26285	7590	05/22/2009	EXAMINER	
K&L GATES LLP			FORD, ALLISON M	
535 SMITHFIELD STREET				
PITTSBURGH, PA 15222			ART UNIT	PAPER NUMBER
			1651	
			MAIL DATE	DELIVERY MODE
			05/22/2009	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10576785	4/21/06	CHENG, TAO	060230PCTUS
EXAMINER			
K&L GATES LLP 535 SMITHFIELD STREET PITTSBURGH, PA 15222			ALLISON M. FORD
ART UNIT		PAPER	
1651		20090520	

DATE MAILED:

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Commissioner for Patents

The Office Action of 05/01/2009 is hereby vacated. The response & amendment of 01/23/2009 was non-compliant, as was the supplemental amendment of 04/28/2009, thus the final office action issued in response to the amendments was improper. Therefore the non-final Office Action of 10/23/2008 is the current outstanding Office Action.

A Notice of Non-Compliant Amendment is being issued, with a ONE MONTH or thirty (30) days, whichever is longer, extension of time to supply a proper response to the outstanding non-final Office Action of 10/23/2008. A proper response should include a full response to the outstanding non-final Office Action, as well as any amendments to the claims and specification in accordance with 37 CFR 1.121.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to ALLISON M. FORD whose telephone number is (571)272-2936. The examiner can normally be reached on 8:00-6 M-Th. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael Wityshyn can be reached on 571-272-0926. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Cecilia Tsang/
Supervisory Patent Examiner, Art Unit 1654

/Allison M. Ford/
Primary Examiner, Art Unit 1651